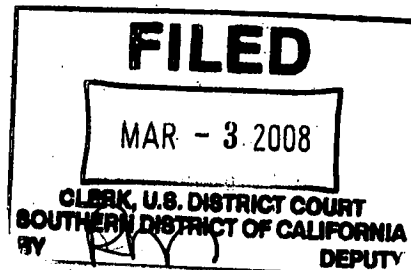


WILLIAM DAUGHTERY
 (Name)
P.O. Box 2349 / D10-1104P
 (Address)
BLYTE CA 92226
 (City, State, Zip)
F 79985
 (CDC Inmate No.)



United States District Court
 Southern District of California

WILLIAM SONN DAUGHTERY
 (Enter full name of plaintiff in this action.)

Plaintiff,

v.

DENNIS WILSON, SDPD
ESMERALDA TAGABAN, SDPD
SGT. GRIFFIN, SD. PD.
DET. LEMUS, SD. PD
 (Enter full name of each defendant in this action.)

Defendant(s).

'08 CV 0408 WQH BLM

Civil Case No. _____

(To be supplied by Court Clerk)

Complaint Under the
 Civil Rights Act
 42 U.S.C. § 1983

2254	1983	<input checked="" type="checkbox"/>
FILING FEE PAID		
Yes	No	<input checked="" type="checkbox"/>
EFP MOTION FILED		
Yes	No	<input checked="" type="checkbox"/>
COPIES SENT TO		
Court	Press	<input checked="" type="checkbox"/>

A. Jurisdiction

Jurisdiction is invoked pursuant to 28 U.S.C. § 1343(a)(3) and 42 U.S.C. § 1983. If you wish to assert jurisdiction under different or additional authority, list them below.

B. Parties

1. Plaintiff: This complaint alleges that the civil rights of Plaintiff, WILLIAM S. DAUGHTERY, who presently resides at CUSP. CHUCKAWALLA PRISON, were violated by the actions of the below named individuals. The actions were directed against Plaintiff at 16th & J. STREETS, SAN DIEGO, CA. 92101 on (dates) 9 MAR 2006 ET. AL. and _____.
 (institution/place where violation occurred) (Count 1) (Count 2) (Count 3)
2. Defendants: (Attach same information on additional pages if you are naming more than 4 defendants.)

Defendant DENNIS WILSON resides in SAN DIEGO, CA
(name) (County of residence)

and is employed as a SAN DIEGO POLICE OFFICER. This defendant is sued in
(defendant's position/title (if any))

his/her ☒ individual ☒ official capacity. (Check one or both.) Explain how this defendant was acting

under color of law: WILSON WAS ACTING AS PART OF A BUY-BUST NARCOTICS TEAM AS 'SCOOP' OR ARRESTING UNIT SUBSEQUENT TO REPORTED SALE TO AN UNDERCOVER AGENT. HE WAS IN FULL UNIFORM AND MARKED SQUAD CAR.

Defendant ESMERALDA TAGABAN resides in SAN DIEGO, CA
(name) (County of residence)

and is employed as a SAN DIEGO POLICE OFFICER. This defendant is sued in
(defendant's position/title (if any))

his/her ☒ individual ☒ official capacity. (Check one or both.) Explain how this defendant was acting

under color of law: TAGABAN WAS ACTING AS PART OF A BUY-BUST NARCOTICS TEAM AS 'SCOOP' OR ARRESTING UNIT SUBSEQUENT TO REPORTED SALE TO AN UNDERCOVER AGENT. SHE WAS IN FULL UNIFORM AND DRIVING SQUAD CAR.

Defendant SGT. GRIFFIN resides in SAN DIEGO, CA
(name) (County of residence)

and is employed as a SAN DIEGO POLICE SERGEANT. This defendant is sued in
(defendant's position/title (if any))

his/her ☒ individual ☒ official capacity. (Check one or both.) Explain how this defendant was acting

under color of law: AS SUPERVISOR OF 'BUY-BUST', INTEGRAL PARTICIPANT IN UNLAWFUL BEATING IN THAT HE WITNESSED SUPERVISED AND DID NOTHING TO STOP ILLEGAL ACTIVITIES.

Defendant DET. LEMUS resides in SAN DIEGO, CA
(name) (County of residence)

and is employed as a SAN DIEGO POLICE DETECTIVE. This defendant is sued in
(defendant's position/title (if any))

his/her ☒ individual ☒ official capacity. (Check one or both.) Explain how this defendant was acting

under color of law: INTEGRAL PARTICIPANT, WITNESSED UNLAWFUL BEATING, FAILED TO INTERVENE OR REPORT ILLEGAL ACTIVITIES.

C. Causes of Action (You may attach additional pages attaching other causes of action and the facts supporting them if necessary.)

Count 1: The following civil right has been violated:

4th AMENDMENT USCA
(E.g., right to medical care, access to courts,

UNREASONABLE SEARCH AND SEIZURE, EXCESSIVE USE OF FORCE
due process, free speech, freedom of religion, freedom of association, freedom from cruel and unusual punishment, etc.)

Supporting Facts: (Include all facts you consider important to Count 1. State what happened clearly and in your own words. You need not cite legal authority or argument. Be certain to describe exactly what each defendant, by name, did to violate the right alleged in Count 1.)

ON MARCH 9, 2006 ABOUT 800 PM OFFICER WILSON IN RESPONSE TO A PRE-ARRANGED RADIO SIGNAL, WAS DIRECTED 2 BLOCKS FROM THE SCENE OF A 'BUY - BUST' UNDECOVER 'STING' OPERATION WHICH HE DID NOT WITNESS), INTO THE BLOCK IN WHICH I WAS WALKING SEDATELY, WILSON A UNIFORMED OFFICER, DRIVING MARKED PATROL CAR, APPROACHED ME FROM BEHIND, FLASHED HIS SPOTLIGHT UPON ME, THEN ACCELERATED AND USED HIS VEHICLE TO BLOCK THE SIDEWALK I WAS ON. I HALTED ALL MOTION. WILSON EXITED SQUAD CAR, CIRCLED FRONT END AND ADVANCED RAPIDLY WITHOUT UTTERING A SINGLE WORD SUCH AS: 'HALT', 'GET DOWN', 'HANDS UP' OR ANY SOUND AT ALL, ALTHOUGH HE EXTENDED HIS HAND AND ARM (LEFT ARM) IN A HALT-TYPE GESTURE. THIS HAND SHOT OUT LIKE A STRIKING SNAKE AND GRIPPED MY THROAT, CHOKING MY AIR AND CONSTRICTING MY ARTERIES. HE THEN PIVOTED ON HIS LEFT FOOT TO SWING BEHIND ME WHILE ADJUSTING HIS GRIP AROUND MY THROAT INTO A CAROTID HOLD. THEN HE TRIPPED ME TO THE GROUND LANDING ON MY BACK. GAINING ADDITIONAL LEVERAGE, HE INCREASED PRESSURE TO MY NECK AND BEGAN BANGING MY FOREHEAD INTO CONCRETE SIDEWALK. AT NO TIME DID I ATTEMPT TO FLEE, STRUGGLE, RESIST, SPEAK, SPIT, CURSE OR DO ANYTHING THAN TO SUBMIT. ONE MINUTE LATER, OFFICER E. TAGABAN (ALSO IN UNIFORM AND DRIVING MARKED SQUAD CAR) EXITED HER VEHICLE AND WITHOUT DELAY BEGAN BEATING MY HEAD AND LEFT SHOULDER WITH METAL 2 FOOT FLASHLIGHT WITH BATTERIES INSTALLED. SHE STRUCK 6 OR 8 TIMES PRIOR TO WILSON STATING THAT "HE HAS SOMETHING IN HIS MOUTH." THEN SHE RESUMED BEATING WITH THE FLASHLIGHT WITH MORE

Count 2: The following civil right has been violated: 14th Amendment USCA.
 (E.g., right to medical care, access to courts,
UN REASONABLE SEARCH AND SEIZURE; EXCESSIVE USE OF FORCE.
 due process, free speech, freedom of religion, freedom of association, freedom from cruel and unusual punishment,
 etc.)

Supporting Facts: [Include all facts you consider important to Count 2. State what happened clearly and in your own words. You need not cite legal authority or argument. Be certain to describe exactly what each defendant, by name, did to violate the right alleged in Count 2.]

VIGOR, ABOUT 6 MORE STRIKES TO THE HEAD AND LEFT PARTS OF MY UPPER
BODY NOT SHIELDED BY WILSON'S BODY. I LOST CONSCIOUSNESS FOR AN
UNDETERMINED AMOUNT OF TIME. I WAS NEXT COGNIZANT OF MY
SURROUNDINGS SITTING IN WILSON'S SQUAD CAR. A PERSON ARRESTED
EARLIER WAS SEATED NEXT TO ME AND SAID "I SAW THE WHOLE THING
AND I AM GOING TO TESTIFY FOR YOU! IT WAS 'FOUL' WHAT THEY
DID." (THIS WAS MR. MONTGOMERY AND HE DID IN FACT LATER TESTIFY
IN PC. 1538.5 SUPPRESSION HEARING AND HIS TESTIMONY WAS READ
INTO THE RECORD AT TRIAL). OFFICER TAGABAN ALSO HAD AN ARRESTEE
IN HER CAR WHO ALSO TESTIFIED AT TRIAL, BUT NOT 1538.5 HEARING.
OFFICER DETECTIVE LEMUS (UNDERCOVER AGENT) AND SGT. GRIFFIN, PRESENT
AT SCENE OF BEATING ALSO TESTIFIED AND DID NOTHING TO HALT
ILLEGAL ACTS. I COMPLAINED OF INJURIES AND WAS REFUSED MEDICAL
ATTENTION TO CONCEAL THE ABUSE. INSTEAD, I WAS TAKEN TO COUNTY
MENTAL HOSPITAL FOR PSYCH EVALUATION, GIVEN CURSORY EXAM BY
PSYCHIATRIC NURSE WHO DISCOVERED PART OF WOUNDS. LATER PHOTOGRAPH
REVEALED HEAD INJURIES, INCLUDING 'BOOKING' PHOTO. I AT NO TIME RECEIVED
TREATMENT WHILE IN OFFICERS CUSTODY. I WAS SUBSEQUENTLY CONVICTED
OF SALES OF CRACK COCAINE, S.D. SUPERIOR COURT CASE NO. SCD197549/
ABS 652, COURT OF APPEAL (PENDING) # D51313. THIS ACTION
DOES NOT (1983) CONSTITUTE AN ATTACK ON THE CONVICTION AND
THEREFOR NO COLLATERAL ESTOPPEL WILL ENSUE AS PER: KAUFMAN V. MASS
(1970) 420 F. 2d 1270, 1274 (3d CIR 1970). QUOTING KAUFMAN V. MASS:
THERE IS "NOTHING IN THE RECORD WHICH SUPPORTS THE CONCLUSION
THAT THE SUPERIOR COURT DECIDED THAT THE FORCE USED IN ARREST WAS
REASONABLE FOR PURPOSES. BARRING A SUBSEQUENT LITIGATION."

Count 3: The following civil right has been violated: _____

14th Amendment USCA(2nd right to medical care, access to courts,

UNREASONABLE SEARCH AND SEIZURE; EXCESSIVE USE OF FORCE
 due process, free speech, freedom of religion, freedom of association, freedom from cruel and unusual punishment, etc.)

Supporting Facts: [Include all facts you consider important to Count 3. State what happened clearly and in your own words. You need not cite legal authority or argument. Be certain to describe exactly what each defendant, by name, did to violate the right alleged in Count 3.]

FOR EXCESSIVE OR UNREASONABLE USE OF FORCE: "THE STATE
WILL STILL HAVE AN OPPORTUNITY TO ESTABLISH ITS CONVENTIONS
AT TRIAL. THE TRIAL COURT USED A 'SHOCK THE CONSCIOUS' STANDARD
WHEREAS CIVIL DICTATES A 'REASONABLENESS' STANDARD. THE ATTACK
BY WILSON AND TAGABAN WAS UNWARRANTED BY THE PARTICULAR
FACTS AND CIRCUMSTANCES OR CONSIDERATIONS OF SELF-DEFENSE OR
PUBLIC SAFETY CONCERNS, UNLIKE; PEO. V. CISNERAS (1963) 29 CAL
RPT. 146, 214 CAL APP. 2d 62, I, AT NO TIME RESISTED, INMATE
EVASION OR ATTEMPTED ESCAPE OR TRIED VIOLENCE. I ASK EQUITABLE
TOLLING OF ALL LIMITATIONS STATUTES IN THAT IN ADDITION TO
HAVING LONG STANDING MENTAL PROBLEMS AT WELL AS UNDERGOING
TREATMENT SUBSEQUENT TO THIS ASSAULT, I HAVE BEEN SHUTTLED
TO SIX (6) DIFFERENT JAILS AND PRISONS AND HAVE HAD DIFFICULTY
CONTACTING WILLING ATTORNEYS, AS WELL AS FILING COMPLAINT
WITH POLICE INTERNAL AFFAIRS, AND SEEKING REFERRALS FROM STATE & COUNTY
BAR ASSNS. I DID NOT RESIST THIS ATTACK, EVANS V. CITY OF BAKERS-
FIELD (1994) 22 CAL RPT. 2d 406, 22 CAL APP4th 321 (5th DISY
CAL APP. 1994). NO QUALIFIED IMMUNITY. HOPE V. PELZER 122
S. CT. 2508 (US 2002), GROH, V. RAMIREZ 124 S. CT. 1284
(US. 2004), ROBINSON V. SOLANO COUNTY 278, F3d 1007. (9th CIR
2002), ELENE H. V. COUNTY OF LOS ANGELES (1990) 220 CAL APP
3d 1445, 269 CAL RPT. 783, BLACK V. STEPHENS (CA 3 (Pa)
1981) 662 F 2d 181, 661 F 2d 87, FEEMSTER V. DEANTJER
(CA 8 (MO) 1981) POLICE NEVER JUSTIFIED IN USING FORCE ON
QUIETLY SUBMITTING ARRESTEE.

D. Previous Lawsuits and Administrative Relief

1. Have you filed other lawsuits in state or federal courts dealing with the same or similar facts

involved in this case? ☐ Yes ☒ No.

If your answer is "Yes", describe each suit in the space below. [If more than one, attach additional pages providing the same information as below.]

(a) Parties to the previous lawsuit:

Plaintiffs: _____

Defendants: _____

(b) Name of the court and docket number: _____

(c) Disposition: [For example, was the case dismissed, appealed, or still pending?] _____

(d) Issues raised: _____

(e) Approximate date case was filed: _____

(f) Approximate date of disposition: _____

2. Have you previously sought and exhausted all forms of informal or formal relief from the proper administrative officials regarding the acts alleged in Part C above? [E.g., CDC Inmate/Parolee Appeal Form 602, etc.] ? ☒ Yes ☐ No.

If your answer is "Yes", briefly describe how relief was sought and the results. If your answer is "No", briefly explain why administrative relief was not sought.

FILED CITIZENS' COMPLAINT WITH INTERNAL
AFFAIRS DIVISION OF SAN DIEGO POLICE DEPARTMENT
INVESTIGATION ~ PENDING AT PRESENT.

Plaintiff requests that this Court grant the following relief:

1. An injunction preventing defendant(s): _____
2. Damages in the sum of \$ 635,000.00
3. Punitive damages in the sum of \$ 225,000.00
4. Other: _____

F. Demand for Jury Trial

Plaintiff demands a trial by ☒ Jury ☐ Court. (Choose one.)

G. Consent to Magistrate Judge Jurisdiction

In order to insure the just, speedy and inexpensive determination of Section 1983 Prisoner cases filed in this district, the Court has adopted a case assignment involving direct assignment of these cases to magistrate judges to conduct all proceedings including jury or bench trial and the entry of final judgment on consent of all the parties under 28 U.S.C. § 636(c), thus waiving the right to proceed before a district judge. The parties are free to withhold consent without adverse substantive consequences.

The Court encourages parties to utilize this efficient and expeditious program for case resolution due to the trial judge quality of the magistrate judges and to maximize access to the court system in a district where the criminal case loads severely limits the availability of the district judges for trial of civil cases. Consent to a magistrate judge will likely result in an earlier trial date. If you request that a district judge be designated to decide dispositive motions and try your case, a magistrate judge will nevertheless hear and decide all non-dispositive motions and will hear and issue a recommendation to the district judge as to all dispositive motions.

You may consent to have a magistrate judge conduct any and all further proceedings in this case, including trial, and the entry of final judgment by indicating your consent below.

Choose only one of the following:

☐ Plaintiff consents to magistrate judge jurisdiction as set forth above.

OR

☒ Plaintiff requests that a district judge be designated to decide dispositive matters and trial in this case.

2-25-08
Date


Signature of Plaintiff

JS44

(Rev. 07/89)

CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of filing a complaint. (SEE INSTRUCTIONS ON THE SECOND PAGE OF THIS FORM.)

I (a) PLAINTIFFS

William John Daughtery

Wilson, et al
CLERK U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY *RW* DEPUTY

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF Riverside
(EXCEPT IN U.S. PLAINTIFF CASES)

2244 DEFENDANT 1983
FILING FEE PAID
Yes No
MOTION FILED
Yes No
COPIES SENT TO
Court Yes
Attorneys (if known)

(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

William John Daughtery
PO Box 2349
Blythe, CA 92226
F-79985

'08 CV 0408 WQH BLM

II. BASIS OF JURISDICTION (PLACE AN X IN ONE BOX ONLY)

- ☐ 1 U.S. Government Plaintiff
☒ 3 Federal Question (U.S. Government Not a Party)
☐ 2 U.S. Government Defendant
☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN X IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

- | | | | |
|----------------------------|----------------------------|----------------------------|----------------------------|
| PT | DEF | PT | DEF |
| <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |
- Citizen of This State
Incorporated or Principal Place of Business in This State
Citizen of Another State
Incorporated and Principal Place of Business in Another State
Citizen or Subject of a Foreign Country
Foreign Nation

IV. CAUSE OF ACTION (CITE THE US CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY).

42 U.S.C. 1983

V. NATURE OF SUIT (PLACE AN X IN ONE BOX ONLY)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> Marine <input type="checkbox"/> Miller Act <input type="checkbox"/> Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veterans Benefits <input type="checkbox"/> 160 Stockholders Suits <input type="checkbox"/> Other, Contract <input type="checkbox"/> 195 Contract Product Liability	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury PERSONAL INJURY <input type="checkbox"/> 362 Personal Injury-Medical Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 RR & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (13958) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(a)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS - Third Party 26 USC 7609	<input type="checkbox"/> 400 State Reappointment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State <input type="checkbox"/> 890 Other Statutory Actions
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Tort to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 440 Other Civil Rights	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input checked="" type="checkbox"/> 550 Civil Rights		

VI. ORIGIN (PLACE AN X IN ONE BOX ONLY)

- ☒ 1 Original Proceeding
☐ 2 Removal from State Court
☐ 3 Remanded from Appellate Court
☐ 4 Reinstated or Reopened
☐ 5 Transferred from another district (specify)
☐ 6 Multidistrict Litigation
☐ 7 Appeal to District Judge from Magistrate Judgment

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER f.r.c.p. 23

DEMAND \$

Check YES only if demanded in complaint:

JURY DEMAND: ☐ YES ☐ NO

VIII. RELATED CASE(S) IF ANY (See Instructions): JUDGE

Docket Number

DATE 3/3/2008

SIGNATURE OF ATTORNEY OF RECORD

R. Miller